

# **2011 DRAFTING REQUEST**

## **Bill**

Received: **12/13/2010**

Received By: **rchampag**

Wanted: **Soon**

Companion to LRB:

For: **Administration-Budget**

By/Representing: **Waterman**

May Contact:

Drafter: **rchampag**

Subject: **State Finance - investment board**  
**State Finance - miscellaneous**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

---

## **Pre Topic:**

DOA:.....Waterman, BB0146 -

---

## **Topic:**

Transfer Local Government Investment Pool function from OST to DOA

---

## **Instructions:**

See attached

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## **Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?				_____			State
/1	rchampag 12/14/2010	jdye 12/15/2010	jfrantze 12/16/2010	_____	sbasford 12/16/2010		State
/2	rchampag 01/25/2011	jdye 01/26/2011	rschluet 01/26/2011	_____	mbarman 01/26/2011		State
/3	rchampag 01/27/2011	jdye 01/27/2011	jfrantze 01/27/2011	_____	sbasford 01/27/2011		

FE Sent For:

<END>

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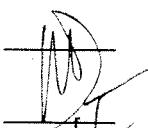

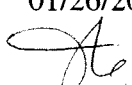
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See attached

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/2	rchampag 01/25/2011	jdye 01/26/2011	rschluet 01/26/2011		mbarman 01/26/2011		

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1/27 <END>

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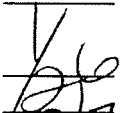
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/?		12/26 jld					State
/1	rchampag 12/14/2010	jdye 12/15/2010	jfrantze 12/16/2010		sbasford 12/16/2010		

FE Sent For:

  
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/?	rchampag	1 12/15 jld	12/15	ph 12/16			

FE Sent For:

<END>

## Champagne, Rick

---

**From:** Hanaman, Cathlene  
**Sent:** Monday, December 13, 2010 3:28 PM  
**To:** Champagne, Rick  
**Subject:** FW: Statutory Language Drafting Request  
Nope, he says you.

---

**From:** Hanaman, Cathlene  
**Sent:** Monday, December 13, 2010 1:54 PM  
**To:** Kuesel, Jeffery  
**Subject:** FW: Statutory Language Drafting Request

Jeff?

---

**From:** Shovers, Marc  
**Sent:** Monday, December 13, 2010 1:53 PM  
**To:** Hanaman, Cathlene; Mueller, Eric  
**Subject:** RE: Statutory Language Drafting Request

I don't think it's ours. It's part of a state fund administered by DOA. Locals can put unused money in the fund, which is run by a board and DOA. The state treasurer has some responsibilities, but it seems to be mostly DOA's thing. I think it's probably Jeff's.

Marc

25.50(2)

(2) Creation. There is established within the state investment fund a local government pooled-investment fund with a separate and identifiable account within the fund for each local government.

25.50(8)

(8) Separate accounts.

25.50(8)(a)

(a) The department of administration shall keep a separate account for each local government and shall record the individual amounts and the totals of all investments of each local government's moneys in the fund.

---

**From:** Hanaman, Cathlene  
**Sent:** Monday, December 13, 2010 1:45 PM  
**To:** Shovers, Marc; Mueller, Eric  
**Subject:** FW: Statutory Language Drafting Request

Marc and Eric-- is this local gov? I would have thought it was GM's but he gave up con offs and the subject area disbursed to go to the subject matter of the particular request.

---

**From:** DOADLBASADMININTERNETSHAREPOINT@WI.GOV  
[mailto:DOADLBASADMININTERNETSHAREPOINT@WI.GOV]  
**Sent:** Monday, December 13, 2010 1:41 PM  
**To:** Hanaman, Cathlene  
**Cc:** Shayna.Hetzel@wisconsin.gov; Thornton, Scott - DOA; Grinde, Kirsten - DOA  
**Subject:** Statutory Language Drafting Request

Topic: Transfer Local Government Investment Pool function from OST to DOA

Tracking Code: BB0146

SBO Team: TTO

SBO Analyst: Waterman, Mickie D - DOA  
Phone: (608) 266-1072  
E-mail: mickie.waterman@wisconsin.gov

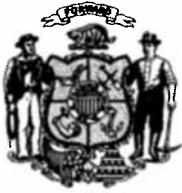
Agency Acronym: OST

Agency Number: 585

Priority: Medium

Intent:  
Transfer Local Government Investment Pool function from OST to DOA

Attachments: False



State of Wisconsin  
2011 - 2012 LEGISLATURE



LRB-0712/1

RAC:.....

ju

DOA:.....Waterman, BB0146 - Transfer Local Government Investment Pool  
function from OST to DOA

**FOR 2011-13 BUDGET -- NOT READY FOR INTRODUCTION**

✓

Do not gen

1

AN ACT ...; relating to: the budget. ✓

the State of Wisconsin Investment Board

*Analysis by the Legislative Reference Bureau*

STATE GOVERNMENT ✓

\* STATE FINANCE ✓

plain

(fund)

\* Under current law, in the state investment fund, there is a local government  
\* pooled-investment fund. This fund consists of moneys placed by local governmental  
units for investment by ~~SWIB~~. The state treasurer has several duties relating to the  
fund, which include prescribing the mechanisms and procedures for deposits and  
withdrawals into and from the fund, providing monthly reports to local governments  
on the fund's earnings, and promulgating rules to administer the fund. This bill  
transfers these state treasurer duties to DOA.

For further information see the *state* fiscal estimate, which will be printed as  
an appendix to this bill.

*The people of the state of Wisconsin, represented in senate and assembly, do  
enact as follows:*

2

SECTION 1. 20.585 (1) (g) of the statutes is renumbered 20.505 (1) (gc). ✓

3

SECTION 2. 25.50 (3) (a) of the statutes is amended to read: ✓



1           25.50 (3) (a) With the consent of the governing body, a local official may transfer  
2   local funds to the ~~state treasurer~~ department of administration✓ for deposit in the  
3   fund.

History: 1975 c. 164; 1977 c. 29, 187; 1979 c. 34 s. 2102 (46) (a); 1979 c. 175 s. 53; 1981 c. 20, 93; 1983 a. 27 s. 2202 (45), (49); 1985 a. 29 s. 3202 (46); 1987 a. 27; 1989 a. 31, 159, 336; 1991 a. 33, 39; 1993 a. 16, 399; 1995 a. 27, 56, 274; 1999 a. 9, 65, 83, 167; 2001 a. 38; 2005 a. 25, 335; 2007 a. 20.

4           **SECTION 3.** 25.50 (4) of the statutes is amended to read:

5           25.50 (4) PERIOD OF INVESTMENTS; WITHDRAWAL OF FUNDS. Subject to the right of  
6   the local government to specify the period in which its funds may be held in the fund,  
7   the ~~state treasurer~~ department of administration✓ shall prescribe the mechanisms  
8   and procedures for deposits and withdrawals.

History: 1975 c. 164; 1977 c. 29, 187; 1979 c. 34 s. 2102 (46) (a); 1979 c. 175 s. 53; 1981 c. 20, 93; 1983 a. 27 s. 2202 (45), (49); 1985 a. 29 s. 3202 (46); 1987 a. 27; 1989 a. 31, 159, 336; 1991 a. 33, 39; 1993 a. 16, 399; 1995 a. 27, 56, 274; 1999 a. 9, 65, 83, 167; 2001 a. 38; 2005 a. 25, 335; 2007 a. 20.

9           **SECTION 4.** 25.50 (5m) (a) of the statutes is amended to read:

10          25.50 (5m) (a) The board,✓ in cooperation with the department of  
11   administration, shall provide✓ ~~information necessary for the state treasurer to~~  
12   provide a monthly report to each local government having an investment in the fund.  
13   The board shall use all reasonable efforts to provide✓ ~~the information to the state~~  
14   ~~treasurer in time to allow the treasurer to mail or electronically transmit~~ the report  
15   to the local government no later than 6 business days after the end of the month  
16   covered by the report. The report shall include information on the fund's earnings  
17   for the month, with comparison to appropriate indexes or benchmarks in the private  
18   sector.

History: 1975 c. 164; 1977 c. 29, 187; 1979 c. 34 s. 2102 (46) (a); 1979 c. 175 s. 53; 1981 c. 20, 93; 1983 a. 27 s. 2202 (45), (49); 1985 a. 29 s. 3202 (46); 1987 a. 27; 1989 a. 31, 159, 336; 1991 a. 33, 39; 1993 a. 16, 399; 1995 a. 27, 56, 274; 1999 a. 9, 65, 83, 167; 2001 a. 38; 2005 a. 25, 335; 2007 a. 20.

19          **SECTION 5.** 25.50 (7) of the statutes is amended to read:

20          25.50 (7) REIMBURSEMENT OF EXPENSES. The ~~state treasurer~~✓ department of  
21   administration shall deduct monthly from the earnings of the fund during the  
22   preceding calendar month an amount sufficient to cover all actual and necessary  
23   expenses incurred by the state in administering the fund in the preceding calendar

1 month, except that in no fiscal year may the ~~state treasurer~~ department of  
2 administration deduct an amount exceeding the amount appropriated under s.  
3 ~~20.585~~ (1) <sup>(a)</sup> for that fiscal year.  
20.505

History: 1975 c. 164; 1977 c. 29, 187; 1979 c. 34 s. 2102 (46) (a); 1979 c. 175 s. 53; 1981 c. 20, 93; 1983 a. 27 s. 2202 (45), (49); 1985 a. 29 s. 3202 (46); 1987 a. 27; 1989 a. 31, 159, 336; 1991 a. 33, 39; 1993 a. 16, 399; 1995 a. 27, 56, 274; 1999 a. 9, 65, 83, 167; 2001 a. 38; 2005 a. 25, 335; 2007 a. 20.

4 **SECTION 6. 25.50 (8) (b) of the statutes is amended to read:**

5 25.50 (8) (b) The ~~state treasurer~~ department of administration shall report  
6 monthly to each local official the deposits and withdrawals of the preceding month  
7 and any other activity within the account.

History: 1975 c. 164; 1977 c. 29, 187; 1979 c. 34 s. 2102 (46) (a); 1979 c. 175 s. 53; 1981 c. 20, 93; 1983 a. 27 s. 2202 (45), (49); 1985 a. 29 s. 3202 (46); 1987 a. 27; 1989 a. 31, 159, 336; 1991 a. 33, 39; 1993 a. 16, 399; 1995 a. 27, 56, 274; 1999 a. 9, 65, 83, 167; 2001 a. 38; 2005 a. 25, 335; 2007 a. 20.

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9 25.50 (9) RULES. The ~~state treasurer~~ department of administration may  
10 promulgate rules to carry out the purposes of this section.

History: 1975 c. 164; 1977 c. 29, 187; 1979 c. 34 s. 2102 (46) (a); 1979 c. 175 s. 53; 1981 c. 20, 93; 1983 a. 27 s. 2202 (45), (49); 1985 a. 29 s. 3202 (46); 1987 a. 27; 1989 a. 31, 159, 336; 1991 a. 33, 39; 1993 a. 16, 399; 1995 a. 27, 56, 274; 1999 a. 9, 65, 83, 167; 2001 a. 38; 2005 a. 25, 335; 2007 a. 20.

11 **SECTION 8. 25.50 (10) of the statutes is amended to read:**

12 25.50 (10) INSURANCE OF PRINCIPAL. The ~~state treasurer~~ department of  
13 administration may obtain insurance for the safety of the principal investments of  
14 the fund. The insurance is a reimbursable expense under sub. (7).

History: 1975 c. 164; 1977 c. 29, 187; 1979 c. 34 s. 2102 (46) (a); 1979 c. 175 s. 53; 1981 c. 20, 93; 1983 a. 27 s. 2202 (45), (49); 1985 a. 29 s. 3202 (46); 1987 a. 27; 1989 a. 31, 159, 336; 1991 a. 33, 39; 1993 a. 16, 399; 1995 a. 27, 56, 274; 1999 a. 9, 65, 83, 167; 2001 a. 38; 2005 a. 25, 335; 2007 a. 20.

15 **SECTION 9149. Nonstatutory provisions; Treasurer.**

16 (1) TRANSFER OF LOCAL GOVERNMENT POOLED-INVESTMENT DUTIES TO THE  
17 DEPARTMENT OF ADMINISTRATION.

18 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
19 liabilities of the office of the state treasurer that are primarily related to the state  
20 treasurer's performance of duties under section 25.50 of the statutes, as determined  
21 by the secretary of administration, shall become the assets and liabilities of the  
22 department of administration.

1           (b) *Tangible personal property.*✓ On the effective date of this paragraph, all  
2 tangible personal property, including records, of the office of the state treasurer that  
3 are primarily related to the state treasurer's performance of duties under section  
4 25.50 of the statutes,✓ as determined by the secretary of administration, is transferred  
5 to the department of administration.✓

6           (c) *Pending matters.*✓ Any matter pending with the office of the state treasurer  
7 that is primarily related to the state treasurer's performance of duties under section  
8 25.50✓ of the statutes, as determined by the secretary of administration, is transferred  
9 to the department of administration.✓ All materials submitted to or actions taken by  
10 the office of the state treasurer✓ with respect to the pending matter are considered as  
11 having been submitted to or taken by the department of administration.✓

12           (d) *Contracts.*✓ All contracts entered into by the office of the state treasurer in  
13 effect on the effective date of this paragraph✓ that are primarily related to the state  
14 treasurer's performance of duties under section 25.50✓ of the statutes, as determined  
15 by the secretary of administration, remain in effect and are transferred to the  
16 department of administration. The department of administration shall carry out  
17 any obligations under those contracts unless modified or rescinded by the  
18 department of administration to the extent allowed under the contract.✓

19           (e) *Rules and orders.*✓ All rules promulgated by the office of the state treasurer  
20 in effect on the effective date of this paragraph that are primarily related to the state  
21 treasurer's performance of duties under section 25.50✓ of the statutes, as determined  
22 by the secretary of administration, remain in effect until their specified expiration  
23 dates or until amended or repealed by the department of administration.✓ All orders  
24 issued by the office of the state treasurer✓ in effect on the effective date of this  
25 paragraph✓ that are primarily related to the state treasurer's performance of duties

1 under section 25.50<sup>✓</sup> of the statutes, as determined by the secretary of administration,  
2 remain in effect until their specified expiration dates or until modified or rescinded  
3 by the department of administration.<sup>✓</sup>

4 (END)

**Champagne, Rick**

---

**From:** Waterman, Mickie D - DOA [Mickie.Waterman@wisconsin.gov]  
**Sent:** Tuesday, January 25, 2011 1:41 PM  
**To:** Champagne, Rick  
**Subject:** FW: Transfer Local Government Investment Pool function from OST to DOA

Hi Rick,

Please add to this draft non-stat language for the transfer of an incumbent employee (employee transfers & employee status).

Thanks,  
Mickie

---

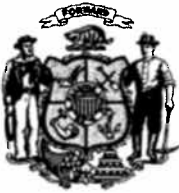
**From:** DOADLBASADMININTERNETSHAREPOINT@WI.GOV  
[mailto:DOADLBASADMININTERNETSHAREPOINT@WI.GOV]  
**Sent:** Thursday, December 16, 2010 9:31 AM  
**To:** Waterman, Mickie D - DOA  
**Cc:** Thornton, Scott - DOA; Grinde, Kirsten - DOA  
**Subject:** Transfer Local Government Investment Pool function from OST to DOA

We have received an LRB draft for DOA Tracking Code: BB0146

LRB Draft Number: 0712/1

Drafting Attorney: Richard A. Champagne  
Phone: (608) 266-9930  
E-mail: rick.champagne@legis.wisconsin.gov

The document can be found in the Stat Language site on SharePoint.



State of Wisconsin  
2011 - 2012 LEGISLATURE



LRB-0712/2  
RAC:jld:jf

LPS-check auto  
refs please

RMR

DOA:.....Waterman, BB0146 - Transfer Local Government Investment Pool  
function from OST to DOA

**FOR 2011-13 BUDGET -- NOT READY FOR INTRODUCTION**

X

Don't gen

1

AN ACT ...; relating to: the budget. ✓

---

*Analysis by the Legislative Reference Bureau*

**STATE GOVERNMENT**

**STATE FINANCE**

Under current law, in the state investment fund, there is a local government pooled-investment fund (fund). This fund consists of moneys placed by local governmental units for investment by the State of Wisconsin Investment Board (SWIB). The state treasurer has several duties relating to the fund, which include prescribing the mechanisms and procedures for deposits and withdrawals into and from the fund, providing monthly reports to local governments on the fund's earnings, and promulgating rules to administer the fund. This bill transfers these state treasurer duties to DOA.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

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1           **SECTION 2.** 25.50 (3) (a) of the statutes is amended to read:

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12 administration, shall provide ~~information necessary for the state treasurer to~~  
13 ~~provide~~ a monthly report to each local government having an investment in the fund.  
14 The board shall use all reasonable efforts to provide ~~the information to the state~~  
15 ~~treasurer in time to allow the treasurer to mail or electronically transmit~~ the report  
16 to the local government no later than 6 business days after the end of the month  
17 covered by the report. The report shall include information on the fund's earnings  
18 for the month, with comparison to appropriate indexes or benchmarks in the private  
19 sector.

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2 ~~20.585~~ 20.505 (1) ~~(g)~~ (gc) for that fiscal year.

3 **SECTION 6.** 25.50 (8) (b) of the statutes is amended to read:

4 25.50 (8) (b) The ~~state treasurer~~ department of administration shall report  
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11 25.50 (10) INSURANCE OF PRINCIPAL. The ~~state treasurer~~ department of  
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15 (1) TRANSFER OF LOCAL GOVERNMENT POOLED-INVESTMENT DUTIES TO THE  
16 DEPARTMENT OF ADMINISTRATION.

17 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
18 liabilities of the office of the state treasurer that are primarily related to the state  
19 treasurer's performance of duties under section 25.50 of the statutes, as determined  
20 by the secretary of administration, shall become the assets and liabilities of the  
21 department of administration.

22 ~~(b)~~ (c) *Tangible personal property.* On the effective date of this paragraph, all  
23 tangible personal property, including records, of the office of the state treasurer that  
24 are primarily related to the state treasurer's performance of duties under section

Insert 3-22 ✓



1 25.50 of the statutes, as determined by the secretary of administration, is transferred  
2 to the department of administration.

3 ~~§~~ <sup>LC</sup> *Pending matters.* Any matter pending with the office of the state treasurer  
4 that is primarily related to the state treasurer's performance of duties under section  
5 25.50 of the statutes, as determined by the secretary of administration, is transferred  
6 to the department of administration. All materials submitted to or actions taken by  
7 the office of the state treasurer with respect to the pending matter are considered as  
8 having been submitted to or taken by the department of administration.

9 ~~§~~ <sup>LC</sup> *Contracts.* All contracts entered into by the office of the state treasurer in  
10 effect on the effective date of this paragraph that are primarily related to the state  
11 treasurer's performance of duties under section 25.50 of the statutes, as determined  
12 by the secretary of administration, remain in effect and are transferred to the  
13 department of administration. The department of administration shall carry out  
14 any obligations under those contracts unless modified or rescinded by the  
15 department of administration to the extent allowed under the contract.

16 ~~§~~ <sup>LC</sup> *Rules and orders.* All rules promulgated by the office of the state treasurer  
17 in effect on the effective date of this paragraph that are primarily related to the state  
18 treasurer's performance of duties under section 25.50 of the statutes, as determined  
19 by the secretary of administration, remain in effect until their specified expiration  
20 dates or until amended or repealed by the department of administration. All orders  
21 issued by the office of the state treasurer in effect on the effective date of this  
22 paragraph that are primarily related to the state treasurer's performance of duties  
23 under section 25.50 of the statutes, as determined by the secretary of administration,

1 remain in effect until their specified expiration dates or until modified or rescinded  
2 by the department of administration.

3 (END)

2011-2012 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRB-0712/2ins  
RAC:jld:jf

Insert 3-22:

fund under  
section 25.50  
of the statutes

LPS- (b) Staff.

check  
component  
1.

On the effective date of this subdivision, 1.0 FTE PR position in the office of the state treasurer, funded from the appropriation under section 20.585 (1) (g) of the statutes, who performs duties related to the local government investment pool, is transferred to the department of administration to be funded from the appropriation under section 20.505 (1) (gc) of the statutes, as ~~provided~~ affected by this act. The secretary of administration shall identify the position.

check  
component  
2.

a.r. →

An employee transferred under subdivision 1. to the department of administration has all of the rights and the same status under chapter 230 of the statutes in the ~~office~~ department that he or she enjoyed in the office of the state treasurer immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who has attained permanent status in class is required to serve a probationary period.



State of Wisconsin  
2011 - 2012 LEGISLATURE



LRB-0712/2  
RAC:jld:rs

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DN

DOA:.....Waterman, BB0146 - Transfer Local Government Investment Pool  
function from OST to DOA

**FOR 2011-13 BUDGET -- NOT READY FOR INTRODUCTION**

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Don't gen

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AN ACT ...; relating to: the budget. ✓

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*Analysis by the Legislative Reference Bureau*

**STATE GOVERNMENT**

**STATE FINANCE**

Under current law, in the state investment fund, there is a local government pooled-investment fund (fund). This fund consists of moneys placed by local governmental units for investment by the State of Wisconsin Investment Board (SWIB). The state treasurer has several duties relating to the fund, which include prescribing the mechanisms and procedures for deposits and withdrawals into and from the fund, providing monthly reports to local governments on the fund's earnings, and promulgating rules to administer the fund. This bill transfers these state treasurer duties to DOA.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

2

SECTION 1. 20.585 (1) (g) of the statutes is renumbered 20.505 (1) (gc). ✓

→ NOTE: BUD ←

1           **SECTION 2.** 25.50 (3) (a) of the statutes is amended to read:

2           25.50 (3) (a) With the consent of the governing body, a local official may transfer  
3 local funds to the ~~state treasurer~~ department of administration for deposit in the  
4 fund.

5           **SECTION 3.** 25.50 (4) of the statutes is amended to read:

6           25.50 (4) PERIOD OF INVESTMENTS; WITHDRAWAL OF FUNDS. Subject to the right of  
7 the local government to specify the period in which its funds may be held in the fund,  
8 the ~~state treasurer~~ department of administration shall prescribe the mechanisms  
9 and procedures for deposits and withdrawals.

10          **SECTION 4.** 25.50 (5m) (a) of the statutes is amended to read:

11          25.50 (5m) (a) The board, in cooperation with the department of  
12 administration, shall provide ~~information necessary for the state treasurer to~~  
13 ~~provide~~ a monthly report to each local government having an investment in the fund.  
14 The board shall use all reasonable efforts to provide ~~the information to the state~~  
15 ~~treasurer in time to allow the treasurer to mail or electronically transmit~~ the report  
16 to the local government no later than 6 business days after the end of the month  
17 covered by the report. The report shall include information on the fund's earnings  
18 for the month, with comparison to appropriate indexes or benchmarks in the private  
19 sector.

20          **SECTION 5.** 25.50 (7) of the statutes is amended to read:

21          25.50 (7) REIMBURSEMENT OF EXPENSES. The ~~state treasurer~~ department of  
22 administration shall deduct monthly from the earnings of the fund during the  
23 preceding calendar month an amount sufficient to cover all actual and necessary  
24 expenses incurred by the state in administering the fund in the preceding calendar  
25 month, except that in no fiscal year may the ~~state treasurer~~ department of

1 administration deduct an amount exceeding the amount appropriated under s.  
2 20.585 20.505 (1) ~~(g)~~ (gc) for that fiscal year.

3 **SECTION 6.** 25.50 (8) (b) of the statutes is amended to read:

4 25.50 (8) (b) The ~~state treasurer~~ department of administration shall report  
5 monthly to each local official the deposits and withdrawals of the preceding month  
6 and any other activity within the account.

7 **SECTION 7.** 25.50 (9) of the statutes is amended to read:

8 25.50 (9) RULES. The ~~state treasurer~~ department of administration may  
9 promulgate rules to carry out the purposes of this section.

10 **SECTION 8.** 25.50 (10) of the statutes is amended to read:

11 25.50 (10) INSURANCE OF PRINCIPAL. The ~~state treasurer~~ department of  
12 administration may obtain insurance for the safety of the principal investments of  
13 the fund. The insurance is a reimbursable expense under sub. (7).

14 **SECTION 9149. Nonstatutory provisions; Treasurer.**

15 (1) TRANSFER OF LOCAL GOVERNMENT POOLED-INVESTMENT DUTIES TO THE  
16 DEPARTMENT OF ADMINISTRATION.

17 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
18 liabilities of the office of the state treasurer that are primarily related to the state  
19 treasurer's performance of duties under section 25.50 of the statutes, as determined  
20 by the secretary of administration, shall become the assets and liabilities of the  
21 department of administration.

22 (b) *Staff.*

23 1. On the effective date of this subdivision, 1.0 FTE PR position in the office of  
24 the state treasurer, funded from the appropriation under section 20.585 (1) (g) of the  
25 statutes, ~~who performs~~ duties related to the local government pooled-investment

and the incumbent employee holding  
that position

✓  
(and responsible for the performance of

1 fund under section 25.50 of the statutes, is transferred to the department of  
2 administration to be funded from the appropriation under section 20.505 (1) (gc) of  
3 the statutes, as affected by this act. The secretary of administration shall identify  
4 the position.

5 2. An employee transferred under subdivision 1. to the department of  
6 administration has all of the rights and the same status under chapter 230 of the  
7 statutes in the department that he or she enjoyed in the office of the state treasurer  
8 immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes,  
9 no employee so transferred who has attained permanent status in class is required  
10 to serve a probationary period.

11 (c) *Tangible personal property.* On the effective date of this paragraph, all  
12 tangible personal property, including records, of the office of the state treasurer that  
13 are primarily related to the state treasurer's performance of duties under section  
14 25.50 of the statutes, as determined by the secretary of administration, is transferred  
15 to the department of administration.

16 (d) *Pending matters.* Any matter pending with the office of the state treasurer  
17 that is primarily related to the state treasurer's performance of duties under section  
18 25.50 of the statutes, as determined by the secretary of administration, is transferred  
19 to the department of administration. All materials submitted to or actions taken by  
20 the office of the state treasurer with respect to the pending matter are considered as  
21 having been submitted to or taken by the department of administration.

22 (e) *Contracts.* All contracts entered into by the office of the state treasurer in  
23 effect on the effective date of this paragraph that are primarily related to the state  
24 treasurer's performance of duties under section 25.50 of the statutes, as determined  
25 by the secretary of administration, remain in effect and are transferred to the

✓ subchapter I of  
chapter III and

1 department of administration. The department of administration shall carry out  
2 any obligations under those contracts unless modified or rescinded by the  
3 department of administration to the extent allowed under the contract.

4 (f) *Rules and orders.* All rules promulgated by the office of the state treasurer  
5 in effect on the effective date of this paragraph that are primarily related to the state  
6 treasurer's performance of duties under section 25.50 of the statutes, as determined  
7 by the secretary of administration, remain in effect until their specified expiration  
8 dates or until amended or repealed by the department of administration. All orders  
9 issued by the office of the state treasurer in effect on the effective date of this  
10 paragraph that are primarily related to the state treasurer's performance of duties  
11 under section 25.50 of the statutes, as determined by the secretary of administration,  
12 remain in effect until their specified expiration dates or until modified or rescinded  
13 by the department of administration.

14 (END)

D-note  
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STATE OF WISCONSIN - LEGISLATIVE REFERENCE BUREAU

LRB

Research (608-266-0341)

Library (608-266-7040)

Legal (608-266-3561)

LRB

D-Note

Mickie Waterman  
Waterman:

¶ This version clarifies language in  
the  
the employee transfer provisions. ✓

RAC

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-0712/3dn  
RAC:jld:jf

January 27, 2011

Mickie Waterman:

This version clarifies language in the employee transfer provisions.

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State of Wisconsin  
2011 - 2012 LEGISLATURE



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RAC:jld:jf

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*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

2 **SECTION 1.** 20.585 (1) (g) of the statutes is renumbered 20.505 (1) (gc).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

1       **SECTION 2.** 25.50 (3) (a) of the statutes is amended to read:

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1 expenses incurred by the state in administering the fund in the preceding calendar  
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23 department of administration.

24 (b) *Staff.*

1           1. On the effective date of this subdivision, 1.0 FTE PR position in the office of  
2           the state treasurer, and the incumbent employee holding that position funded from  
3           the appropriation under section 20.585 (1) (g) of the statutes, and responsible for the  
4           performance of duties related to the local government pooled-investment fund under  
5           section 25.50 of the statutes, is transferred to the department of administration to  
6           be funded from the appropriation under section 20.505 (1) (gc) of the statutes, as  
7           affected by this act. The secretary of administration shall identify the position.

8           2. An employee transferred under subdivision 1. to the department of  
9           administration has all of the rights and the same status under subchapter V of  
10          chapter 111 and chapter 230 of the statutes in the department that he or she enjoyed  
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**(END)**